IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

-

WRIT PETITION NO : 14121 of 2005

Between:

Sri H.S.C. Bose, S/o.Ramachandra rao
R/o.MIG-232, KPHC Colony, Hyderabad.

..... PETITIONER

AND

The Secretary State Transport Authority A.P.Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ order or direction particularly one in the nature of writ of Mandamus, directing the respondent herein to accept the valid records of a contract carriage vehicle within one month from the petitioner and issue contract carriage permit on the Inter State Route Kukatpally to Shiridi as per orders of the State Transport Appellate Tribunal, Hyderabad in A.P.No.269 of 2003, dt.22.9.2003.

Counsel for the Petitioner: MR.B.SIVA RAMA KRISHNAIAH

Counsel for the Respondent: GP FOR TRANSPORT

The Court at the admission stage made the following:

ORDER:

This writ petition is filed seeking a direction to the respondent to accept valid records of Contract Carriage Vehicle within one month from the petitioner and issue Contract Carriage Permit on the Inter State route i.e., Kukatpally to Shirdi as per the orders of the State Transport Appellate Tribunal, Hyderabad (for short 'the Tribunal') passed in A.P.No.269 of 2003 dated 22.09.2003.

The case of the petitioner is that he made an application seeking grant of Contract Carriage Permit. The competent authority, however, negatived his claim and therefore, he approached the Tribunal seeking appropriate direction. The Tribunal by an order dated 22.09.2003 allowed the appeal of the petitioner along with other appeals filed by similarly placed persons and directed the appellants to produce valid documents as required under the provisions of the Motor Vehicles Act, 1988 within a period of four months from the date of receipt of the order. Now, the petitioner has come up stating that in view of the financial difficulties as well as other difficulties faced by him, he could not approach the respondent with the valid documents

within the time stipulated by the Tribunal. Hence, he is seeking extension of time by another month from the date of the order.

Heard the learned counsel for the petitioner and the learned Government Pleader for Transport appearing for the respondent.

This Court under almost identical circumstances in W.P.No.12540 of 2005 dated 23.06.2005 extended time for production of valid documents.

Under the above circumstances, this writ petition is also disposed of directing the petitioner to produce valid documents for issuance of Contract Carriage Permit on the Inter State route i.e., Kukatpally to Shirdi within a period of two weeks from the date of receipt of a copy of this order and if valid documents are produced, the respondent-authorities are directed to pass appropriate orders in accordance with law. No costs.

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01.07.2005

Note: Issue CC in two days.

(b/o)

VGB

To

1. The Secretary State Transport Authority, A.P.Hyderabad.

2. 2CCs to the Government Pleader for Transport, High Court Buildings, Hyderabad. (OUT)

3. 2CD copies.